



## PUBLIC WORKS DEPARTMENT

CITY HALL  
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### CITY COUNCIL STAFF REPORT

Meeting: December 17, 2019

#### Subject

Second Reading and enactment of Ordinance to amend the Municipal Code Chapter 13.08 (Park Land Dedication and Fee) and Chapter 18.24 (Dedications and Reservations) to Clarify Park Land Dedication and In Lieu Fee Requirements; Adoption of the Fourth Addendum to the 2014 General Plan Final EIR; and Finding the Actions Are Not a Project Under and Exempt From CEQA.

#### Recommended Action

Conduct the second reading of the Draft Ordinance: "An Ordinance of the City Council of the City of Cupertino Adopting the Fourth Addendum to the 2014 General Plan Final EIR and Amendments to Chapter 13.08 and Chapter 18.24 of the Municipal Code to Clarify Standards for Park Land Dedications and Fees In lieu Thereof."

#### Discussion

On December 3, 2019, the City Council conducted the first reading of Ordinance No. 19-2192. Council's motion incorporated the desk items that staff presented for Council's consideration and additionally Council requested modifications to Section 13.08.050(F)(4) and Table 13.08.080 (Mandatory Element), incorporating language that all land dedicated for parkland be 50' wide "in any horizontal dimension", and that Table 13.08.050 have the row beginning with the "10+" density be struck, due to conflicts with the row beginning "10 – 20". The modifications have been incorporated into the final ordinance. No further changes have been made.

#### Sustainability Impact

No sustainability impact. Park land dedication requirements are retained and clarified.

#### Fiscal Impact

No fiscal impact. Fees are not being adjusted from existing calculations.

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Prepared by: Chad Mosley, Assistant Public Works Director/City Engineer

Reviewed by: Roger Lee, Director of Public Works

Approved for Submission by: Deborah Feng, City Manager

Attachments:

A – Draft Ordinance

B – Redline Municipal Code amendments

C – Fourth Addendum to the Final EIR

D - December 3<sup>rd</sup>, 2019 Staff Report.